IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O. O. C. J.

SHORT CAUSE SUIT NO.2213 OF 1987

Jagdish Dungarshi & anr. ..Plaintiffs.
Vs.
Manilal Dungarshi & Ors. ..Defendants.

...

Mr. P.H. Toprani for the Plaintiffs.

CORAM: DR. D.Y. CHANDRACHUD, J.

24th August, 2006.

P.C. :

This is a partnership dispute between brothers. Counsel appearing for the Plaintiff states that towards the end of the year 1988, the Plaintiff had withdrawn a Notice of Motion since both the parties were attempting to settle the matter. Counsel appearing for the Plaintiffs has placed on the record a copy of his letter dated 30th June, 2006 informing the Plaintiffs that from 1989 until date neither of the Plaintiffs has contacted him nor informed him as to whether the matter has been settled. The counsel has stated that no further instructions have been forthcoming. In that view of the matter, an inference can be drawn by the Court that the Plaintiffs are not interested in pursuing the proceedings. The suit is accordingly dismissed for want of prosecution.